

Penobscot Energy Recovery Company)
Penobscot County)
Orrington, Maine)
A-355-70-B-M)

**Departmental
Findings of Fact and Order
Part 70 Air Emission License
Amendment #1**

After review of the Part 70 License Administrative Revision application, staff investigation reports and other documents in the applicant's file in the Bureau of Air Quality, pursuant to 38 M.R.S.A., Section 344 and 590, the Department finds the following facts:

I. REGISTRATION

A. Introduction

FACILITY	Penobscot Energy Recovery Company (PERC)
ACTIVE LICENSE NUMBER	A-355-70-A-I
LICENSE TYPE	Part 70 License Administrative Revision
SIC CODES	4953
NATURE OF BUSINESS	Refuse Systems
FACILITY LOCATION	Orrington, Maine
DATE OF INITIAL LICENSE ISSUANCE	July 1, 2002
DATE OF ADMINISTRATIVE REVISION	October 8, 2003
LICENSE EXPIRATION DATE	July 1, 2007

B. Description of Part 70 Administrative Revision

PERC has requested an administrative revision to address health and safety issues arising from the implementation of Special Condition 15(E)(1). That condition, which is a State-Only condition, requires the truck entry doors on the tipping floor be closed when not receiving waste or moving rolling stock in or out of the building. The change is to add "or when the ventilation fans do not move sufficient air to protect the health and safety of the personnel in the building" to the end of Special Condition 15(E)(1).

C. Application Classification

The administrative revision application for PERC pertains to a “State Only” enforceable condition and does not include the licensing of increased emissions or the installation of new or modified equipment. Therefore, the change is considered to be a Part 70 License Administrative Revision issued under Chapter 140 of the Department’s regulations for a Part 70 source and has been processed as such.

ORDER

The Department hereby grants Part 70 Administrative Revision A-355-70-B-M, subject to the conditions found in Part 70 License A-355-70-A-I and in addition to the following conditions:

The following shall replace Condition (15)(E)(1) of Part 70 License A-355-70-A-I:

(15) Operating Practices

E. Tipping Floor Venting [MEDEP, Chapter 140, BPT] **Enforceable by State-only**

1. PERC shall operate ventilation fans to move air from the tipping floor and fuel storage areas to the forced draft fan intakes to provide combustion air and destroy odors emanating from the MSW and RDF. During periods that one or both of the combustors are not in operation, the ventilation fans will continue to operate allowing some or all of the process building air to be vented out the secondary intakes of the forced draft fans located near the top of the boiler building. During periods when refuse is not being received, the truck entry doors shall remain in the closed position except when operating conditions require they be open to permit rolling stock or trailers to move in or out of the building. The truck entry doors may be opened up to 6 feet as measured from the tipping floor when the ventilation fans do not move sufficient air to protect the health and safety of the personnel in the building.

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PERC shall submit actions taken to alleviate the ventilation issue to allow the truck entry doors to remain in the closed position except when operating conditions require they be open to permit rolling stock or trailers to move in or out of the building to the Department by **January 1, 2004**.

The following is a new condition to Part 70 License A-355-70-A-I:

(35) This amendment shall expire concurrently with Part 70 License A-355-70-A-I.

DONE AND DATED IN AUGUSTA, MAINE THIS DAY OF 2003.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: _____
DAWN R. GALLAGHER, COMMISSIONER

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

Date of initial receipt of application: July 9, 2003
Date of application acceptance: July 25, 2003

Date filed with Board of Environmental Protection _____

This order prepared by Mark E. Roberts, Bureau of Air Quality